IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JAIPUR BENCH, JAIPUR

O R D E R

S.B. CIVIL WRIT PETITION NO. 9031/2002

VIJAY KUMAR
Vs.
THE STATE TRANSPORT APPELLATE TRIBUNAL, JAIPUR & ANR.

DATE: 09.10.2007.

HON'BLE MR. JUSTICE K.S. RATHORE

Mr. S.K. Ajmera and
Mr. M.B. Sharma for the petitioner.

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The present writ petition is directed against the order dated 26.11.2002 passed by the State Transport Appellate Tribunal, Rajasthan, Jaipur, whereby the renewal application of the petitioner has been rejected.

It is not disputed that the application for renewal was given on 06.11.2000 for 5 years and that period also expired during pendency of this writ petition and now the petitioner has submitted fresh renewal application on 22.10.2005, which has not been decided so far and only the impugned order regarding rejection of the renewal application dated 06.11.2000 is under challenge.

At this stage, learned counsel for the petitioner submits that the application for renewal be

considered in view of the provisions of Section 217-A of the Motor Vehicles Act, 1988 as also in view of the ratio decided by this Court in the case of **M/s Ravi Bus Service & Ors. Vs. State of Rajasthan & Ors., reported in R.L.W. 2002(2) Raj. 1279.**

I have heard the submissions made by the learned counsel for the petitioner.

So far as the impugned order with regard to rejection of the renewal application filed on 06.11.2000 is concerned, this writ petition has become infructuous as another renewal application which was filed on 22.10.2005 is still pending.

The respondents are expected to consider the renewal application in accordance with the provisions of law, but in any case, in this writ petition no writ, order or direction is required to be issued as the writ petition has become infructuous so far as earlier renewal application moved on 06.11.2000 is concerned.

Accordingly, the writ petition stands dismissed as having become infructuous.

The ex parte interim order dated 05.12.2002 granted by this Court stands rejected. The stay application also stands dismissed.

(K.S. RATHORE),J.

/KKC/